

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MIAMI )

IN THE MIAMI \_\_\_\_\_ COURT

CAUSE NO. 52001- 0611- PI -00456

STATE OF INDIANA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
TODD M. BLACK, )  
 )  
Defendant. )

**FILED**  
NOV 30 2006  
*Drudy McCrae*  
Clerk Miami Superior Court

**CONSENT JUDGMENT**

The State of Indiana, by Attorney General Steve Carter and Deputy Attorney General Mary Ann Wehmuller, having filed its Complaint for Injunction, Restitution, Costs and Civil Penalties, and Defendant, Todd M. Black, hereby enter into this Consent Judgment without trial and adjudication of any issue of fact or law.

Now, therefore, by consent and agreement of the parties, it is **ORDERED**,  
**ADJUDGED and DECREED** as follows:

**INJUNCTIVE RELIEF**

1. Pursuant to Indiana Code §24-5-0.5-4(c)(1), Defendant Todd M. Black, his agents, representatives, employees, successors and assigns are permanently enjoined from engaging in the following:
  - a. Failing to disclose the true mileage of vehicles offered for sale;
  - b. Making false statements in relation to odometer disclosures required by 49 U.S.C. §32705 and 49 C.F.R. §580.5;
  - c. Altering or causing to be altered the odometers of vehicles with intent to change the number of miles indicated thereon;

- d. Any representations, acts, or conduct in violation of 49 U.S.C. §32704, 49 U.S.C. §32705 or Ind. Code §9-19-9 *et seq.*; and,
- e. Selling motor vehicles without delivering title as required by Ind. Code §9-17-3-3.

#### DAMAGES

- 2. Pursuant to Ind. Code §24-5-0.5-4(c)(2) and 49 U.S.C. §32709, judgment is granted in favor of Plaintiff, State of Indiana, for consumer restitution on behalf of Ryan Payne in the amount of \$6,300.00.
- 3. Pursuant to Ind. Code §24-5-0.5-4(g), judgment is granted in favor of Plaintiff, State of Indiana, for civil penalties in the amount of \$1,500.00.
- 4. Pursuant to Ind. Code §24-5-0.5-8, judgment is granted in favor of Plaintiff, State of Indiana, for civil penalties in the amount of \$1,500.00.
- 5. Pursuant to Ind. Code §9-19-9-7, judgment is granted in favor of Plaintiff, State of Indiana, for civil penalties in the amount of \$1,500.00.

#### CONTINUING JURISDICTION

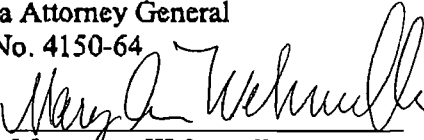
- 6. The Court shall retain jurisdiction for the purpose of issuing such orders as may be necessary to interpret or enforce the provisions herein.

**IN WITNESS THEREOF**, Defendant Todd M. Black has signed this document on behalf of himself, his agents, representatives, employees, successors, assigns, and all persons acting or claiming to be acting on his behalf, through any corporate business name or device. Deputy Attorney General Mary Ann Wehmuller, has signed this document on behalf of Plaintiff, State of Indiana.

STATE OF INDIANA

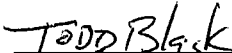
STEVE CARTER  
Indiana Attorney General  
Atty. No. 4150-64

By:



Mary Ann Wehmueeller  
Deputy Attorney General  
Atty. No. 15251-49A

Dated: <sup>Nov. 29</sup>~~October~~, 2006

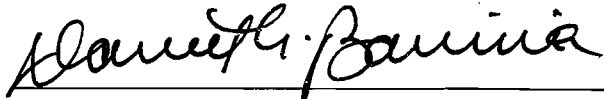


Todd M. Black  
Defendant

Dated: ~~October~~<sup>Nov 4</sup>, 2006

**JUDGMENT**

Judgment in favor of Plaintiff, State of Indiana, for injunctive relief, consumer restitution, and civil penalties in the amount of \$10,800.00 is **ORDERED, ADJUDGED and DECREED** this 13 day of December, 2006.



Judge, Miami County Superior Court

**Distribution:**

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